

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-v-

LORENZO RANDALL,
JUSTIN RIVERA,
DWAYNE ANTHONY CONLEY, and
CARL ANDREWS,

Defendants.

19-CR-131 (PAE)

ORDER

PAUL A. ENGELMAYER, United States District Judge:

After reviewing the helpful briefs and supplemental submissions from all parties on defendants' severance motions, the Court has determined that a limited severance is warranted. The severance is by defendant. Specifically, the Court will sever, from the existing charges, all charges against defendants Justin Rivera and Dwayne Anthony Conley. There will thus be two successive trials. In the first, the "Randall/Andrews" trial, which will commence on March 9, 2020, defendants Lorenzo Randall and Carl Andrews will be tried on all charges against them. In the second, the "Rivera/Conley" trial, which will commence on April 27, 2020, defendants Rivera and Conley will be tried on all charges against them.¹

The Court will set out its reasons for this ruling in a bench opinion at the next conference in this case, presently scheduled for January 29, 2020. For avoidance of doubt, all defendants (and their counsel) are to attend this conference, which will be held in courtroom 506 of the Thurgood Marshall United States Courthouse.

¹ The Court's staff has confirmed the availability on this date of all counsel in the Rivera/Conley trial.

This Order sets out the following schedule for the two trials, including, most urgently, the briefing schedule governing motions *in limine* in the first trial, which the Court has deferred setting pending resolution of the severance motions.

1. Randall/Andrews trial (March 9, 2020):

- Opening motions *in limine* are due January 16, 2020;
- Oppositions to motions *in limine* are due January 23, 2020²;
- Proposed voir dire and requests to charge are due February 14, 2020;
- The final pretrial conference remains set for March 3, 2020 at 10 a.m.

2. Rivera/Conley trial (April 27, 2020):

- Opening motions *in limine* are due March 6, 2020;
- Oppositions to motions *in limine* are due March 16, 2020;
- Proposed voir dire and requests to charge are due April 3, 2020;
- A final pretrial conference will take place on April 20, 2020 at 2:30 p.m.

SO ORDERED.



PAUL A. ENGELMAYER
United States District Judge

Dated: January 8, 2020
New York, New York

² The Court hopes to resolve these motions *in limine*, to the maximum extent possible, at the January 29, 2020 conference. The schedule for these motions has been set with this goal in mind.